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PTO/SB/05 (01-04)

Approved for use through 07/31/2006. OMB 0651-0032
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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	214-001US1
First Inventor	Patrick G. Smith
Title	Gas Detector
Express Mail Label No.	ET982318472US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

- Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
- Applicant claims small entity status.
See 37 CFR 1.27.
- Specification [Total Pages 23]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (*if filed*)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
- Drawing(s) (35 U.S.C. 113) [Total Sheets 4]
- Oath or Declaration [Total Sheets]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- Application Data Sheet. See 37 CFR 1.76

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450322782 U.S.P.T.O.
10/77/1910
020904

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of Attorney (*when there is an assignee*)
11. English Translation Document (*if applicable*)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
15. Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other: Patent Application Cover Sheet.....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation Divisional Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner _____ Art Unit: _____
 For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

Customer Number: _____ OR Correspondence address below

Name	Allison Johnson		
Address	Allison Johnson, P.A. 2925 Dean Parkway, Suite 300		
City	Minneapolis	State	MN
Country	USA	Telephone	612-925-8371
Zip Code	55416		
Fax	612-925-8372		

Name (Print/Type)	Allison Johnson	Registration No. (Attorney/Agent)	36,173
Signature		Date	February 9, 2004

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)527

Complete if Known

Application Number	
Filing Date	<u>2-9-04</u>
First Named Inventor	<u>PATRICK G. SMITH</u>
Examiner Name	
Art Unit	
Attorney Docket No.	<u>214-001451</u>

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number 501,171
 Deposit Account Name Allison Johnson

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	<u>385</u>
1002 340	2002 170	Design filing fee	<u> </u>
1003 530	2003 265	Plant filing fee	<u> </u>
1004 770	2004 385	Reissue filing fee	<u> </u>
1005 160	2005 80	Provisional filing fee	<u> </u>
SUBTOTAL (1) (\$)		<u>385</u>	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
<u>31</u>	<u>-20** = 11</u>		<u>9</u>	<u>= 99</u>	<u>99</u>
<u>41</u>	<u>- 3** = 1</u>		<u>43</u>	<u>= 43</u>	<u>43</u>
			<u>0</u>	<u>= 0</u>	<u>0</u>

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		<u>142</u>

*or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	<u> </u>
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	<u> </u>
1053 130	1053 130	Non-English specification	<u> </u>
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	<u> </u>
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	<u> </u>
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	<u> </u>
1251 110	2251 55	Extension for reply within first month	<u> </u>
1252 420	2252 210	Extension for reply within second month	<u> </u>
1253 950	2253 475	Extension for reply within third month	<u> </u>
1254 1,480	2254 740	Extension for reply within fourth month	<u> </u>
1255 2,010	2255 1,005	Extension for reply within fifth month	<u> </u>
1401 330	2401 165	Notice of Appeal	<u> </u>
1402 330	2402 165	Filing a brief in support of an appeal	<u> </u>
1403 290	2403 145	Request for oral hearing	<u> </u>
1451 1,510	1451 1,510	Petition to institute a public use proceeding	<u> </u>
1452 110	2452 55	Petition to revive - unavoidable	<u> </u>
1453 1,330	2453 665	Petition to revive - unintentional	<u> </u>
1501 1,330	2501 665	Utility issue fee (or reissue)	<u> </u>
1502 480	2502 240	Design issue fee	<u> </u>
1503 640	2503 320	Plant issue fee	<u> </u>
1460 130	1460 130	Petitions to the Commissioner	<u> </u>
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	<u> </u>
1806 180	1806 180	Submission of Information Disclosure Stmt	<u> </u>
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	<u> </u>
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	<u> </u>
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	<u> </u>
1801 770	2801 385	Request for Continued Examination (RCE)	<u> </u>
1802 900	1802 900	Request for expedited examination of a design application	<u> </u>

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

(Complete if applicable)

Name (Print/Type)	<u>Allison Johnson</u>	Registration No. (Attorney/Agent)	<u>36173</u>	Telephone	<u>612-925-8371</u>
Signature	<u>Allison Johnson</u>				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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February 9, 2004

Attorney Docket No.: 214-001US1

ALLISON JOHNSON
Attorney at Law
Minnesota
California

Transmittal of Patent Application – Rule 1.53(b)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Presented for filing is a new original application for patent of:

Applicants: PATRICK G. SMITH

Title: GAS DETECTOR

Enclosed are the following papers, including those required to receive a filing date under 37 CFR § 1.53(b):

	<u>Pages</u>
Specification	17
Claims	5
Abstract	1
Informal Drawing Sheets	4
Declaration and Power of Attorney (unsigned)	0

The fee for filing the application is computed as follows:

Basic Filing Fee	\$385
Total Claims in excess of 20 (11) times \$9	\$99
Independent Claims in excess of 3 (1) times \$43	\$43
Fee for Multiple Dependent claims	-----
Total Filing Fee	\$527

Certificate of Express Mailing

Pursuant to 37 CFR 1.10 I certify that this application is being deposited on the date indicated below with the United States Postal Service "Express Mail Post Office to Addressee" service addressed to: Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

ET983218472US
Express Mail Mailing Label No.

February 9, /2004
Date of Deposit


Signature of Person Mailing Application

Allison Johnson
Printed Name of Person Mailing Application

Please charge the filing fee of \$ 527 and any additional fees that may be required to obtain a filing date to Deposit Account No. 501,171, referencing the docket number set forth above.

Also enclosed please find:

Information Disclosure Statement (1 page);
Substitute Form 1449 (4 pages);
5 References;
Copy of Change of Correspondence Address; and
Return Receipt Postcard

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (612) 925-8371.

Please send all correspondence to:

Allison Johnson
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2925 Dean Parkway, Suite 300
Minneapolis, MN 55416

Telephone (612) 925-8371
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Respectfully submitted,



Allison Johnson
Reg. No. 36,173

Enclosures